

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : David Tilbrook et al.
International Application No. : PCT/AU03/00997
International Filing Date : August 7, 2003
U.S. Serial No. : 10/523,960
For : **SUPERCONDUCTING QUANTUM
INTERFERENCE DEVICE**

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO MISSING REQUIREMENTS
UNDER 35 U.S.C. 371**

S I R :

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed October 6, 2005, applicants submit herewith a fully executed Declaration and Power of Attorney, in order to complete the filing requirements for the U.S. national phase of the above-identified PCT application. A copy of the Notification of Missing Requirements is also enclosed.


The Office is authorized to charge the \$130.00 fee to cover the surcharge for late filing of the Declaration to Deposit Account No. 11-0600.

The Office is also hereby authorized to charge Deposit Account No. 11-0600 with any additional fees required by this paper or credit any overpayment. An additional copy of this letter is enclosed for this purpose.

11/17/2005 LLANDGRA 00000040 110600 10523960
01 FC:1617 130.00 DA

Respectfully submitted,
KENYON & KENYON

Date: November 14, 2005


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UNITED STATES PATENT AND TRADEMARK OFFICE

Rec'd PCT/PTO 14 NOV 2005

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|-----------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/523,960 | David Tilbrook | 10554/10 |

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|-------------------------------|---------------|
| INTERNATIONAL APPLICATION NO. | |
| PCT/AU03/00997 | |
| I.A. FILING DATE | PRIORITY DATE |
| 08/07/2003 | 08/07/2002 |

26646
 KENYON & KENYON
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 NEW YORK, NY 10004

CONFIRMATION NO. 3976

371 FORMALITIES LETTER



OC000000016943805

Date Mailed: 10/06/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 02/07/2005
- Copy of the International Search Report filed on 02/07/2005
- Copy of IPE Report filed on 02/07/2005
- Preliminary Amendments filed on 02/07/2005
- Information Disclosure Statements filed on 02/07/2005
- Oath or Declaration filed on 02/07/2005
- Request for Immediate Examination filed on 02/07/2005
- U.S. Basic National Fees filed on 02/07/2005
- Priority Documents filed on 02/07/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN R MCLEAN

Telephone: (703) 308-9140 EXT 214

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/523,960 | PCT/AU03/00997 | 10554/10 |

FORM PCT/DO/EO/905 (371 Formalities Notice)